

MINUTES

EAU CLAIRE CITY COUNCIL LEGISLATIVE MEETING

Tuesday, October 27, 2015

City Council Chamber

4:00 p.m.

PLEDGE OF ALLEGIANCE AND ROLL CALL

Council President Kincaid called the meeting to order. The following members were present: Council Members Catherine Emmanuelle, Kerry Kincaid, Eric Larsen, Monica Lewis, Kathy Mitchell, David Strobel, Tim Tewalt, Andrew Werthmann, and Michael Xiong. Absent: Council Members David Klinkhammer and Bob Von Haden.

CONSENT AGENDA

The Council considered a resolution adopting the Consent Agenda for the following items of routine business on Tuesday, October 27, 2015:

- Approving Minutes of Regular Meeting of October 13, 2015.
- Granting new bartender licenses.
- Authorizing Festival Foods to conduct the Festival Foods Turkey Trot on Thursday, November 26, 2015 at Hobbs Ice Center and along city streets, trails and sidewalks.
- Introduction of Amendments to the City of Eau Claire Schedule of Fees and Licenses, effective January 1, 2016.
- Approving the bid and proposal for Procurement No. 2015-69, Purchase of VLA VMWare Licenses.
- Approving the bid and proposal for Procurement 2015-63, Consulting Services for Wastewater Treatment Plant Outfall Cleanup.

Thereupon a motion was offered by Council Member Tewalt and seconded by Council Member Larsen “to adopt the consent resolution”. Said motion passed by unanimous vote.

RECOGNITION

In 2014, Eau Claire was recognized as one of ten All-America Cities for 2014 through the National Civic League. Communities must demonstrate innovation, inclusiveness, civic engagement, and cross-sector collaboration by describing successful efforts to address pressing local challenges. The process, which started out as a team project for Leadership Eau Claire, became a community effort when the application made it to the final level of competition. Council President Kincaid, on behalf of the Council, recognized the work of the team and the 2014 All-America Cities quilt which was on display in the lobby.

GRANT

The City Council considered a resolution authorizing the Fire Department to accept a \$3,167 grant from the Wisconsin Department of Natural Resources (DNR) Forest Fire Protection Grant Program. Thereupon a motion was offered by Council Member Emmanuelle and seconded by Council Member Werthmann “to adopt the resolution”. Said motion passed by unanimous vote.

QUARTERLY BUDGET ADJUSTMENTS

The City Council considered a resolution authorizing appropriation adjustments to the 2015 Program of Services for grants, donations, and budget adjustments. Thereupon a motion was offered by Council Member Mitchell and seconded by Council Member Xiong “to adopt the resolution”. Thereupon a motion was offered by Council Member Lewis and seconded by Council Member Strobel “to divide the question and take a separate vote on the proposed re-appropriation of \$150,000 from several projects to Jeffers Road Park Project”. Said motion to divide the question failed on the following vote: Aye: Council Members Lewis and Strobel. Nay: Council Members Emmanuelle, Kincaid, Larsen, Mitchell, Tewalt, Werthmann and Xiong. Council continued to discuss the resolution; the vote was then taken. Because this resolution would amend the adopted budget, an affirmative vote by $\frac{2}{3}$ of the elected Council Members was required for passage. Said resolution did not receive the required 8 affirmative votes and failed on the following vote: Aye: Council Members Emmanuelle, Kincaid, Larsen, Mitchell, Tewalt, Werthmann and Xiong. Nay: Council Members Lewis and Strobel.

REVOLVING LOAN FUND

The City Council considered a resolution certifying the Semi-Annual Report for EDA-funded Revolving Loan Fund Grants. Thereupon a motion was offered by Council Member Strobel and seconded by Council Member Lewis “to adopt the resolution”. Said motion passed by unanimous vote.

The City Council took a ten-minute recess to allow Chippewa Valley Community Television the opportunity to correct audio problems with their live-feed of the Council meeting.

TRANSIT AGREEMENTS

The City Council considered a resolution approving the 2015 Federal Mass Urban Transit Operating Assistance Agreement with the Federal Transit Administration. Thereupon a motion was offered by Council Member Tewalt and seconded by Council Member Larsen “to adopt the resolution”. Said motion passed by unanimous vote.

The City Council considered a resolution approving the 2015 Transit Capital Assistance Grant Agreement with the State of Wisconsin Department of Transportation. Thereupon a motion was offered by Council Member Emmanuelle and seconded by Council Member Werthmann “to adopt the resolution”. Said motion passed by unanimous vote.

EASEMENT

The Council considered a resolution authorizing the City to release the current easement and accept dedication of a realigned easement along the south bank of the Eau Claire River, from S. Barstow Street to Haymarket Plaza for use as a City River Walk. Thereupon a motion was offered by Council Member Mitchell and seconded by Council Member Xiong “to adopt the resolution”. Said motion passed by unanimous vote.

SPECIAL ASSESSMENT DEFERRAL

The City Council considered a resolution deferring special assessments on two parcels based on Chapter 3.16 of the Code of City Ordinances. Thereupon a motion was offered by Council Member Strobel and seconded by Council Member Lewis “to adopt the resolution”. Said motion passed by unanimous vote.

APPOINTMENTS

The Council considered a resolution appointing Robert Schraufnagel to the Transit Commission to fill an unexpired term, through June 30, 2017. Thereupon a motion was offered by Council Member Mitchell and seconded by Council Member Emmanuelle “to adopt the resolution”. Said motion passed by unanimous vote.

ZONING

The Council considered an ordinance rezoning property at 3633 Flynn Place from R-1 to R-2 for duplex development as shown on Planning File Z-1567-15. Thereupon a motion was offered by Council Member Tewalt and seconded by Council Member Larsen “to adopt the ordinance”. Said motion passed by unanimous vote.

Council Member Werthmann left the Council Chamber.

The Council considered an ordinance rezoning properties at 5110 and 5118 E. Hamilton Avenue from TR-1 to R-1 as shown on Planning File Z-1568-15. Thereupon a motion was offered by Council Member Emmanuelle and seconded by Council Member Mitchell “to adopt the ordinance”. Said motion passed by unanimous vote.

Council Member Werthmann returned to the Council Chamber.

ALTERNATE SIDE PARKING

The Council considered an ordinance amending Chapter 10.38 of the City Code of Ordinances entitled “Alternate Side Parking”, regarding parking during a full residential snow plow operation. Thereupon a motion was offered by Council Member Larsen and seconded by Council Member Mitchell “to adopt Ordinance - Option #1”. Option 1 calls for alternate side parking to only be in effect for a 72-hour period when a full residential snow plow event has been declared. Alternate side parking would be in effect from midnight to 5:00 p.m. during those 72 hours. The Council discussed the proposed ordinance and then voted on the motion to adopt. Said motion passed by the following vote: Aye: Council Members Emmanuelle, Kincaid, Larsen, Mitchell, Tewalt, Werthmann, and Xiong. Nay: Council Members Lewis and Strobel.

CHARTER ORDINANCE – ALDERMANIC DISTRICTS

The Council considered a Charter Ordinance relating to the reapportionment of the Aldermanic Districts of the City of Eau Claire to include recently created wards resulting from annexations. Thereupon a motion was offered by Council Member Xiong and seconded by Council Member Strobel “to adopt the ordinance”. Said motion passed by unanimous vote.

SPECIAL EVENTS

The Council had first reading of an ordinance amending and creating the following areas of the City Code of Ordinances as they relate to the special events approval process:

- Amending Chapter 9.59 entitled “Special Events”;
- Amending Chapter 9.76 entitled “Parks – Public Grounds”;
- Amending Chapter 9.24 entitled “Boating Regulations”;
- Amending Chapter 9.32 entitled “Fireworks and Firearms”;
- Creating Section 5.28.033 entitled “Temporary Class “B” License Issuance”.

SEWER CHARGES

The Council had first reading of an ordinance amending Chapter 15.04 of the City Code of Ordinances entitled “Sewerage Service Charge” to increase the sewer user charges as proposed in the 2016 Operating Budget.

PAY PLAN AND EMPLOYEE BENEFITS AND LEAVES PLAN

The Council had first reading on ordinances amending the Pay Plan for City Employees and the City Employee Benefits and Leaves Plan.

ADJOURNMENT

A motion was offered by Council Member Xiong and seconded by Council Member Tewalt “that this meeting does now adjourn.” Said motion passed by unanimous voice vote.

Adjournment: October 27, 2015

Time: 5:25 p.m.

/s/ Kerry J. S. Kincaid, President

ATTEST:

/s/ Donna A. Austad, City Clerk